



Attorney's Docket No: cardiobeat-2
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of
George McBride, et al
Filed: 03/27/2000
Title: Medical Testing Internet Server System and Method
Serial No.: 09/535,185

EXAMINER: PAUL L. KIM
Art Unit 2857

DECLARATION UNDER 37 C.F.R. 1.131
By
DONALD J. LENKSZUS

I, Donald J. Lenkszus hereby declare as follows:

1. I am a patent attorney registered to practice before the United States Patent and Trademark Office. My registration number is 28,096.
2. My address is Donald J. Lenkszus, P.C., P.O. Box 3064, Carefree, AZ 85377-3064.
3. I prepared and filed the above-identified patent application on behalf of Cardiobeat.com, a Nevada Corporation that is the owner of the invention disclosed in the above-identified application.
4. On or about December 23, 1999, I met with George McBride and Robert Royce to discuss patentability of inventions.
5. On or about January 3, 2000, I again met with George McBride and Robert Royce to discuss patenting the invention claimed in the above-identified application as well as related inventions arising out of the same system and to receive disclosure materials to begin the preparation of the above-identified patent application and related applications. During the month of January 2000, I began preparation of the above-identified patent application.
6. On or about January 27, 2000, I again met with George McBride and Robert Royce to obtain further disclosure information and to discuss a preliminary draft patent application prepared by me.
7. Throughout the months of February and March 2000, I provided a further draft patent application to George McBride and Robert Royce for their review and comment.
8. I prepared a draft patent application and met with George McBride and Robert Royce on March 9, 2000.

TITLE: : Medical Testing Internet Server System and Method

9. During the period subsequent to March 9, 2000 and prior to March 27, 2000 George McBride and Robert Royce reviewed the patent application and provided comments to me. I prepared the final patent application and filed the same with the United States Patent and Trademark Office on March 27, 2000.

10. At all times from the initial meeting with George McBride and Robert Royce I was diligent in the preparation and filing of the above-identified patent application.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.



Donald J. Lenkszus

Date: OCTOBER 20, 2003